

THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

BRENT JACOB AND CARI JACOB, h/w

Plaintiffs,

v.

READING, BLUE MOUNTAIN, AND  
NORTHERN RAILROAD COMPANY, and  
INTERNATIONAL PAPER COMPANY,

Defendants.

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3:20-cv-00087  
(JUDGE MARIANI)

ORDER

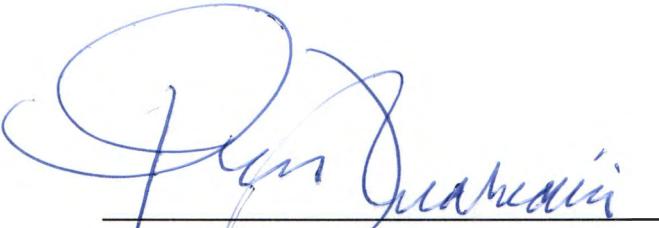
AND NOW, THIS 10<sup>th</sup> DAY OF MARCH 2024, upon consideration of Defendant

International Paper Company's Motion for Summary Judgment (Doc. 53) and all other  
relevant documents, for the reasons set forth in the accompanying Memorandum Opinion,

**IT IS HEREBY ORDERED THAT:**

1. Defendant International Paper Company's Motion for Summary Judgment (Doc. 53)  
is **GRANTED IN PART** as to the per se negligence claim pursuant to the PUC  
regulations, 52 Pa. Code §§ 33.122 through 33.127, contained within Count II of  
Plaintiffs' Complaint (Doc. 1 ¶ 46(f)).
2. Defendant's Motion (Doc. 53) is **DENIED** in all other respects.

3. Trial in the above-captioned matter will be scheduled by separate Order.



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Robert D. Mariani  
United States District Judge